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E.B. v. Verniero (Part II)

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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

Nos. 96-5132 and 96-5416
E.B. v. Verniero, et al.
W.P., et al. v. Verniero, et al.

The following modifications have been made to the Court's opinion issued on August 20, 1997 in the above-entitled appeal and will appear as part of the final version of the opinion:

VOLUME 1:

1. Page 14, line 2: Insert "Artway," before 81 F.3d
. . . .
2. Page 19, line 4: Remove "Artway, 81 F.3d" and insert "Id.".
3. Page 20, Section B, line 4: "prosecutor's" should read "prosecutors'".
4. Page 25, Section IV, line 2 of the first full paragraph: Insert "in E.B." between "appellants" and "contend".
5. Page 30: The last line of the first full paragraph should end with double parentheses.
6. Page 31, Section B, line 3: Insert " U.S. ," before "116 S. Ct." and remove " U.S. ," after "Hendricks,".
7. Page 37, footnote 16, ending cite: Insert a comma between "Artway" and "81 F.3d"
8. Page 51, line 1 of the first full paragraph: Insert "in" between "interest" and "protecting".
9. Page 54, Section A, second full paragraph, line 3: a space should be inserted so that "S.Ct." reads "S. Ct."

VOLUME 2:

10. Page 60, Section C, first line: "clause" should read "Clause".
11. Page 61, three lines up from the bottom of the page: a space should be inserted between (1994) and (noting
. . . ."
12. Page 62, line 4: a space should be inserted between

"(1974)" and "(concluding".

13. Page 63, line 1 of text: The cite should read "Id. at 1166."

14. Page 67, lines 7 and 8: "due process clause" should be replaced by "Due Process Clause".

15. Page 67, line 16 of text: "proved" should read "proven".

16. Page 67, footnote 29: Insert a space so that "S.Ct." reads "S. Ct."

Also add the following attorneys:

17. Page 2, B. Stephan Finkel below Rhonda S. Berliner-Gold as counsel for appellant in 96-5132.

18. Page 3, Edward Barocas below Michael Z. Buncher as counsel for appellant in 96-5416.

19. Page 4, B. Stephan Finkel and Jane Grall below Joseph L. Yannotti as counsel for appellee Peter Verniero in 96-5416.

20. Page 5, George S. Leone below Faith S. Hochberg as counsel for Amicus Curiae USA in 96-5416.

/s/ P. Douglas Sisk,
Clerk

September 4, 1997□